

REMARKS

The comments of the applicant below are each preceded by related comments of the examiner (in small, bold type).

**Claims 1-3, 7-8, and 12 are rejected under 35 U.S.C. 102(b) as being anticipated by Allport US Patent 6104334.**

Regarding claim 1, Allport teaches a control device (10) having a display (85), a graphical item representation (200a) of an indication of a value currently representative of a preset sound source (col. 12 lines 45-51, col. 13 lines 47-51). Allport teaches simultaneously providing graphical item that is an indication of a possible new value of the preset representative of a different sound signal source by showing icons 205a, 210a, and 215a representing other signal sound source (col. 13 lines 53-56). Allport also teaches providing the user with an option to change the value of a preset by changing the list of favorite channels (col. 14 lines 7-12).

The applicant disagrees. In claim 1, the sound signal source with which the possible new preset is associated is the same sound signal source with which the current preset is associated. In one example, as shown in Figure 4B of the application and reproduced below, the sound signal source could be FM radio and the current preset 124 and the possible new preset 126 are radio stations that are both associated with FM radio.

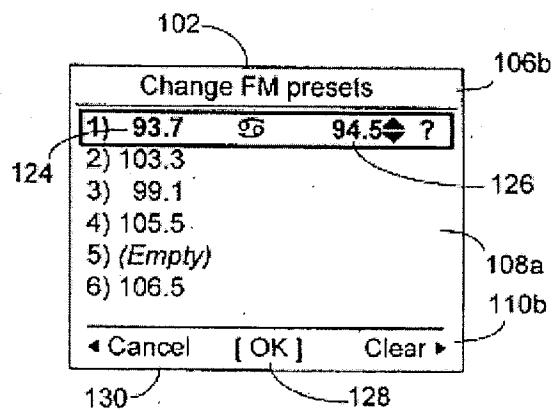


FIG. 4B

By contrast, in Allport the icons to which the examiner refers, 200a, 205a, 210a, and 215a, shown in Figure 5 of Allport and reproduced below, are of different signal sources and not, in the words of the claim, the "same signal source."

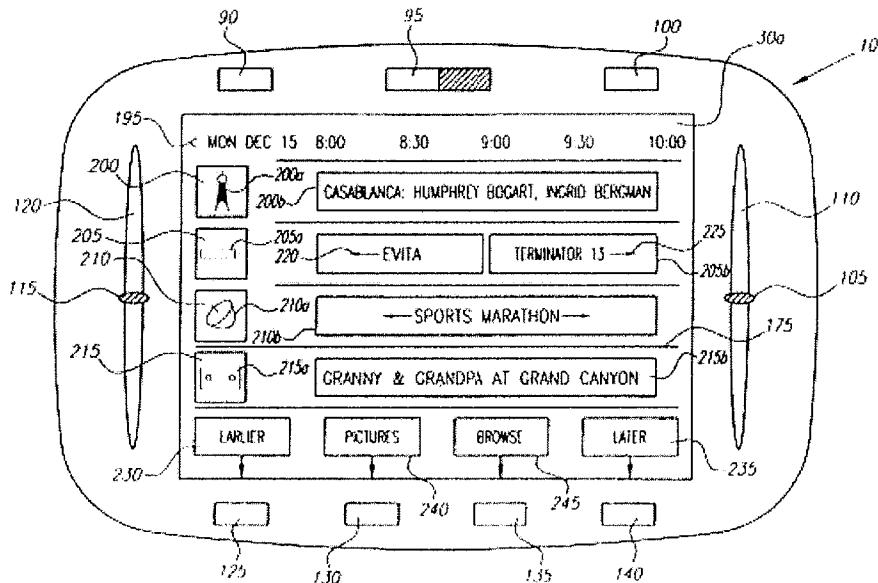


FIG. 5

Dependent claims 2-3, 7-8, and 12 are patentable for at least similar reasons as those for the claims on which they depend are patentable.

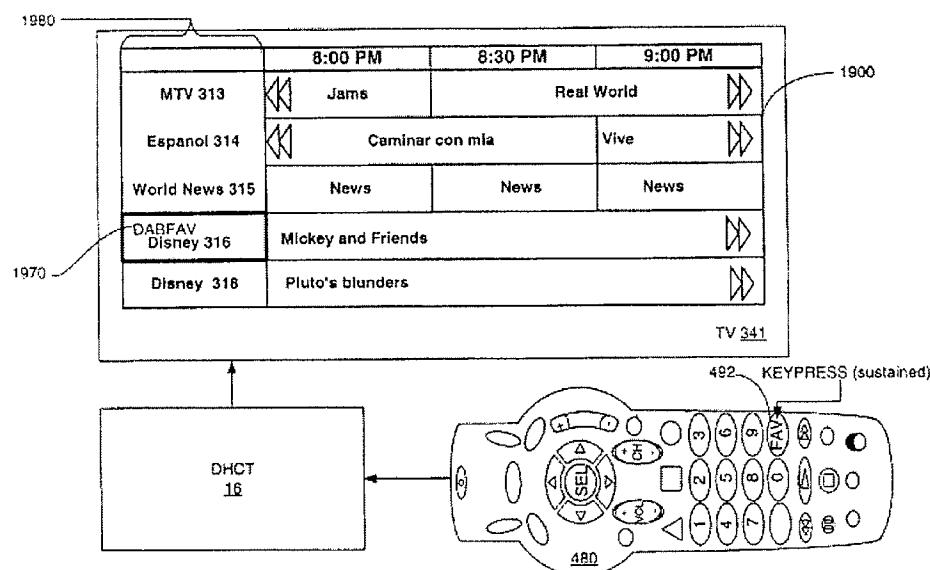
Claims 9-10 are rejected under 35 U.S.C. 102(e) as being anticipated by Bernier US Patent Application Publication 20040040039.

Regarding claim 9, Bernier teaches enabling a user of a remote control to indicate possible new value of a preset sound signal source by displaying a list of channel and highlighting the channel to be added to the list of favorite channel and the channel to be added to the list of favorite channel is confirmed by pressing the add favorite button (paragraph 089). By highlighting the channel number to be added, the user is able to view the selected channel highlighted and the user agreeing (confirming) that the correct channel is selected presses the add/delete button. The operation of the second device (TV) is change before confirming the new value of the sound source because the display of the TV is change to indicate the possible new favorite channel (paragraph 088).

Regarding claim 10, Bernier teaches the value comprises an identifier of a station (paragraph 055).

The applicant disagrees. In claim 9, while a value of a possible new preset has been indicated and “before the indication has been confirmed” by a user of a control device, the operation of another device is changed in accordance with the possible new preset (emphasis added). In one example, as the user enters a new frequency 126 and before he invokes the OK option 128, the music system temporarily changes to the frequency of the new preset value 126 and plays that station.

In Bernier, the addition of the item to the favorite channel category happens when the user depresses the favorite button, not before. In the example given, illustrated in Figure 19B and reproduced below, the user adds channel 316 to the list of favorite channels by selecting the favorites button 492 for a sustained duration. In response to and therefore after this action, the symbol 1970 appears in the display channel area 1980.



**FIG. 19B**

Dependent claim 10 is patentable for at least similar reasons as those for the claim on which it depends is patentable.

**Claim 6 is rejected under 35 U.S.C. 103(a) as being unpatentable over Allport US Patent 6104334 [in view of] Obayashi et al. US Patent 5404579.**

**Claim 11 is rejected under 35 U.S.C. 103(a) as being unpatentable over Bernier US Patent Application Publication 20040040039 in view of Allport US Patent 6104334.**

Dependent claims 6 and 11 are patentable for at least the same reasons as the claims on which they depend are patentable.

All dependent claims are patentable for at least similar reasons as those for the claims on which they depend are patentable.

Canceled claims, if any, have been canceled without prejudice or disclaimer.

Any circumstance in which the applicant has (a) addressed certain comments of the examiner does not mean that the applicant concedes other comments of the examiner, (b) made arguments for the patentability of some claims does not mean that there are not other good reasons for patentability of those claims and other claims, or (c) amended or canceled a claim does not mean that the applicant concedes any of the examiner's positions with respect to that claim or other claims.

Applicant : William Allen et al.  
Serial No. : 10/752,391  
Filed : January 6, 2004  
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Attorney's Docket No.: 02103-581001 / AABOSW35

Please charge \$120 to deposit account 06-1050, under order 02103-581001, for the Petition for Extension of Time. Please use the same account and order numbers for any other charges or credits.

Date: 12/6/04

Respectfully submitted,



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